

The Honorable James L. Robart

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

KATHERINE MOUSSOURIS, HOLLY  
MUENCHOW, and DANA PIERMARINI, on  
behalf of themselves and a class of those  
similarly situated,

Plaintiffs,

v.

MICROSOFT CORPORATION,

Defendant.

Case No. 2:15-cv-01483-JLR

**NOTICE OF FILING OF  
CORRECTED OPPOSITION TO  
CLASS CERTIFICATION**

On February 16, 2018, Microsoft filed a notice of the corrected expert report of Dr. Ali Saad, along with a corrected report. Dkt. 355, 355-1, 355-2. On April 25, 2018, this Court approved the filing of Dr. Saad's corrected report. Dkt. 467 at 23-25. The corrected report necessitates substitution of figures cited in Microsoft's opposition to class certification. Dkt. 388 (public), 286 (sealed). Microsoft now files this notice to apprise the Court of the affected material below and file its corrected opposition to class certification:

Page: Line	Existing Language	Corrected Language
27:16	"7.8%"	"2.0%"
27:18	"5.9%"	"2.0%"
27:19	"86.3%"	"96%"
28: 8	"25%"	"35%"
28: 10	"25%"	"16%"
28: 10	"22%"	"9%"
28: 11	"398"	"585"
28: 12	"58%"	"85%"
37: 25	"\$173,000"	"187,000"
37: 26	"\$154,000"	"\$167,000"
38: ln 26 fn 31	"Six"	"All"
38: ln 26 fn 31	"Plaintiffs' model"	"Plaintiffs' model in at least one year"
38: ln 27 fn 31	"\$200,000"	"\$270,000"

1 Dated: May 7, 2018

ORRICK, HERRINGTON & SUTCLIFFE LLP

2  
3 By: *s/Mark S. Parris*  
4 *s/Lynne Hermle*  
*s/Jessica R. Perry*

5 Mark S. Parris (WSBA No. 13870)  
6 mparris@orrick.com

7 701 Fifth Avenue  
8 Suite 5600  
9 Seattle, Washington 98104  
10 Telephone: +1-206-839-4300  
11 Facsimile: +1-206-839-4301  
12 Attorneys for Defendant

13 Lynne C. Hermle (Admitted Pro Hac Vice)  
14 lchermle@orrick.com

15 Jessica R. Perry (Admitted Pro Hac Vice)  
16 jperry@orrick.com

17 1000 Marsh Road  
18 Menlo Park, California 94025  
19 Telephone: 650-614-7400  
20 Facsimile: 650-614-7401

21 Dated: May 7, 2018

MICROSOFT CORPORATION

22 By: *s/David Howard*

23 David Howard (WSBA No. 45211)  
24 Corporate Vice President and Deputy General  
25 Counsel, Litigation  
26 dhoward@microsoft.com

27 1 Microsoft Way  
28 Redmond, Washington 98052  
Telephone: +1-425-704-8685

**CERTIFICATE OF SERVICE**

I hereby certify that on May 7, 2018, I caused the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of the filing to all counsel of record.

DATED: May 7, 2018

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: s/Mark S. Parris  
Mark S. Parris (WSBA No. 13870)  
mparris@orrick.com

701 Fifth Avenue, Suite 5600  
Seattle, WA 98104-7097  
Telephone: 206-839-4300  
Facsimile: 206-839-4301